



09-28-05

1632

PATENT

Attorney Docket No. 58256-010200

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Piechaczyk et al. Atty Docket: 58256-010200  
Serial No.: 09/341,894 Art Unit: 1632  
Date Filed: December 15, 1999 Examiner: Woitach, J.  
Invention: BIOLOGICAL MATERIAL FOR TREATING A MAMMAL BY ANTIBODY GENE  
TRANSFER AND PHARMACEUTICAL COMPOSITION CONTAINING SAME Date Mailed: September 27, 2005

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CERTIFICATE OF EXPRESS MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as "Express Mail Post Office to Addressee", Express Mail Label No. EV426283248US in an envelope addressed to Commissioner for Patents, U.S. Patent and Trademark Office, PO Box 1450, Alexandria, VA 22313 on September 27, 2005.

Matthew Hammer

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Mail Stop: Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Transmitted herewith in response to the Notice of Non-Compliant Amendment dated September 2, 2005 and to the office action dated April 19, 2005 are the following:

- ☒ Response to Non-Compliant Amendment (37 C.F.R. 1.121);  
☒ Return postcard.

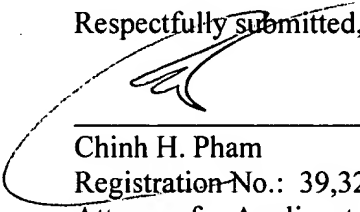
The fee has been calculated as shown below in the "Claims as Amended" table:

## CLAIMS AS AMENDED

Claims Remaining After Amendment		Highest Number Previously Paid For		Present Extra		Rate		Fee
Total Claims								
8	-	59	=	0	x	50.00	=	\$ 0
Independent Claims								
2	-	2	=	0	x	200.00	=	\$ 0
TOTAL FILING FEE								\$ 0

The Commissioner is authorized to charge any fee and credit any overpayment to our Deposit Account No. 50-2678, Attorney Reference No. 58256-010200. A duplicate copy of this Transmittal Letter is enclosed.

Respectfully submitted,



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Attorney for Applicants

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Matthew Hammer

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U.S. Patent and Trademark Office  
P.O. Box 1450  
Alexandria, VA 22313-1450

**RESPONSE TO THE NOTICE OF NON-COMPLIANT AMENDMENT**

Sir:

The Applicant hereby responds to the Notice of Non-Compliant Amendment, mailed September 2, 2005, in connection with the Amendment, filed August 19, 2005, in connection with the above application.

The amendments to the claims are provided in the listing of claims which starts on page 2 of this paper.

Remarks begin on page 4 of this paper.